

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DELANO BROADUS, *et al.*,

Plaintiffs,

-against-

JOHN ZERAFA, *et al.*,

Defendants.  
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16cv273

VERDICT SHEET

WILLIAM H. PAULEY III, Senior United States District Judge:

According to the principles of law as charged by this Court and the facts as you find them, please answer the following questions:

**I. LIABILITY**

**A. Unlawful Search**

1. Has Delano Broadus proven by a preponderance of the evidence that his apartment was unlawfully searched by Rafael Sanchez?

YES \_\_\_\_\_ NO ☒

2. Has David Fairfax proven by a preponderance of the evidence that his apartment was unlawfully searched by Rafael Sanchez?

YES \_\_\_\_\_ NO ☒

**B. Failure to Intervene: Unlawful Search**

*If your answer to any one of Questions 1 or 2 was "YES," please proceed to Questions 3 and 4. If you answered "NO" to both Questions 1 and 2, please proceed to Question 6.*

3. Has Delano Broadus proven by a preponderance of evidence that Demetrious Lee failed to intervene in the unlawful search of the apartment?

YES \_\_\_\_\_ NO \_\_\_\_\_

4. Has David Fairfax proven by a preponderance of evidence that Demetrious Lee failed to intervene in the unlawful search of the apartment?

YES \_\_\_\_\_ NO \_\_\_\_\_

*If you answered "YES" to any one of Questions 1 or 2, or Questions 3 or 4, please answer Question 5. If you answered "NO" to all of Questions 1 and 2, and Questions 3 and 4, please skip Question 5 and proceed to Question 6.*

5. Has Rafael Sanchez proven by a preponderance of the evidence that a representative of the New York Administration for Children's Services (ACS) asked him whether there was sufficient food in the Plaintiffs' apartment for the minor child?

YES \_\_\_\_\_ NO \_\_\_\_\_

*Please proceed to Question 6.*

**C. Fabrication of Evidence**

6. Has Delano Broadus proven by a preponderance of the evidence that John Zerafa forwarded fabricated evidence against him to prosecutors?

YES \_\_\_\_\_ NO ✓ \_\_\_\_\_

7. Has David Fairfax proven by a preponderance of the evidence that John Zerafa forwarded fabricated evidence against him to prosecutors?

YES \_\_\_\_\_ NO ✓ \_\_\_\_\_

*If your answer to any one of Questions 1 through 4, and Questions 6 or 7, was "YES," please proceed to Question 8.*

*If your answers to all of Questions 1 through 4, and Questions 6 and 7, were "NO," please skip Questions 8 through 13, have the foreperson sign and date the last page of the verdict sheet, and inform the Court by note that you have reached a verdict.*

**II. DAMAGES**

8. Has Delano Broadus proven by a preponderance of the evidence that he is entitled to compensatory damages against any of the Defendants?

(a) Rafael Sanchez	YES _____	NO _____
(b) Demetrious Lee	YES _____	NO _____
(c) John Zerafa	YES _____	NO _____

9. Has David Fairfax proven by a preponderance of the evidence that he is entitled to compensatory damages against any of the Defendants?

(d) Rafael Sanchez	YES _____	NO _____
(e) Demetrious Lee	YES _____	NO _____
(f) John Zerafa	YES _____	NO _____

*If you answered "YES" to any part of Questions 8 and 9, proceed to Questions 10 and 11. If you answered "NO" to all parts of Questions 8 and 9, please proceed to Question 12.*

10. What total amount of compensatory damages do you award Delano Broadus?

Compensatory Damages: \$ \_\_\_\_\_

11. What total amount of compensatory damages do you award David Fairfax?

Compensatory Damages: \$ \_\_\_\_\_

*Please proceed to Question 12.*

12. If you found Delano Broadus proved any of his claims, but did not award compensatory damages, you must award nominal damages. What amount of nominal damages (not to exceed \$1) do you award?

Nominal Damages: \$ \_\_\_\_\_

13. If you found that David Fairfax proved any of his claims, but did not award compensatory damages, you must award nominal damages. What amount of nominal damages (not to exceed \$1) do you award?

Nominal Damages: \$ \_\_\_\_\_

*Please have the foreperson sign and date the verdict sheet, and advise the Court by note that you have reached a verdict.*

Dated: November 20, 2018  
New York, New York

SIGNED:

  
FOREPERSON